IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1218 OF 2005
IN
WRIT PETITION NO.5085 OF 2001

Tejas Vasantrao Shinde — Applicant
vs.
1. The State of Maharashtra & ors. — Respondents

Mr.V.V.Pai for the applicant.

Mr.S.R.Nargolkar, A.G.P. for the respondents 1 to 3.

Mr.M.A.Patil for the respondent no.5.

CORAM : R. M. LODHA &
R. S. MOHITE,JJ.

DATED : 6th May 2005

P.C.

Heard.

2. In the backdrop of the earlier interim orders, we dispose of this civil application by the following order:

(i) The respondent no.5 - S.J.P.E.S. Homeopathic Medical College, Tara Rani Chowk Kawale Naka Kolhapur, shall issue to the applicant-Tejas Vasantrao Shinde the form for the third year B.H.M.S. examination scheduled to be held in the month of July 2005 within three days

from today.

(ii) The applicant-Tejas Vasantrao Shinde is permitted to fill up the form and submit the same to the respondent no.5-aforereferred college along with the payment in the sum of Rs.11,000/- by way of Banker's cheque/Pay Order and a Bank Guarantee in the sum of Rs.1,18,000/- from any Nationalised/Scheduled Bank by 16th May 2005. We direct the respondent no.5-aforereferred college to accept the form duly filled by the applicant for examination of third year B.H.M.S. scheduled in the month of July 2005, if tendered by 16th May 2005 along with the fee of Rs.11,000/- by way of Banker's cheque/Pay Order and the Bank Guarantee in the sum of Rs.1,18,000/- issued by any Nationalised/Scheduled Bank. The respondent no.5-aforereferred college shall not insist for late fee or fee based on payment seat.

(iii) If the applicant submits the examination form along with the aforedirected

payment and the Bank Guarantee to the respondent no.5-college, the respondent nos. 1 to 4 shall treat the examination form submitted by the applicant as proper and proceed accordingly.

3. Civil application stands disposed of.

(R.M. LODHA,J.)

(R.S. MOHITE,J.)